

12-06-04

RCE/1647
JFW

Request For Continued Examination (RCE) Transmittal Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Action of 1999 (AIPA).	Application Number	09/932,888
	Filing Date	August 20, 2001
	First Named Inventor	Michael E. Spurlock
	Group Art Unit	1647
	Examiner Name	C. J. Saoud
	Attorney Docket No.	LL31.12-0016
Mail to: Mail Stop RCE Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450 VIA EXPRESS MAIL NO.: EV 485710622 US	Express Mail No.	EV 485710622 US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes of Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

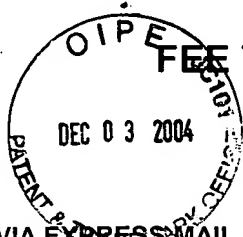
1. Submission required under 37 C.F.R. § 1.114
 - a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on November 23, 2004 (Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other
 - b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other
2. Miscellaneous
 - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
 - b. ☐ Other
3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed)
 - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0982.
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17), if required (Also, if required, consider this to be a petition for any required extension of time).
 - iii. ☐ Other
 - b. ☒ Check in the amount of \$ 790.00 enclosed

Atty Name and Reg. No.	Philip F. Fox, Reg. No. 38,142	Signature: <i>Philip F. Fox</i>	Date: December 3, 2004
Address	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, MN 55415-1002		
Telephone	(612) 339-1863		
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12/07/2004 RNDNDAF1 00000016 09932888

790.00 DP

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FEE TRANSMITTAL

VIA EXPRESS MAIL NO.: EV 485710622 US

Complete if Known

Application No.	09/932,888
Filing Date	August 20, 2001
First Named Inventor	Michael E. Spurlock
Group Art Unit	1647
Examiner Name	C. J. Saoud
Atty. Docket Number	LL31.12-0016

Total Amount of Payment \$790.00

METHOD OF PAYMENT (Check One)

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No. 11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed

2. ☒ Check Enclosed

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1001	790	2001	395	<input type="checkbox"/> Utility Filing Fee
1002	350	2002	175	<input type="checkbox"/> Design Filing Fee
1004	790	2004	395	<input type="checkbox"/> Reissue Filing Fee
1005	160	2005	80	<input type="checkbox"/> Prov. Filing Fee

Subtotal (1) \$

2. EXTRA CLAIM FEES

	Number Claims	Prior**	Extra	Fee from Below	Fee Paid
Total	*	-	*	=	*
Indep.	*	-	*	=	*
Multiple Dependent Claims			*	=	*

**Insert 3 and 20, or number previously paid if greater; Reissue see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Description
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple Dependent Claim
1204	88	2204	44	Reissue Independent Claims Over Original Patent
1205	18	2205	9	Reissue claims in excess of 20 and over original patent

Subtotal (2) \$

FEE CALCULATION (Continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee paid
1051	130	2051	65	Surcharge - Late filing fee or oath	*
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	*
1053	130	1053	130	Non-English specification	*
1812	2,520	1812	2,520	For Filing a Request for Reexamination	*
1251	110	2251	55	Extension for reply within first month	*
1252	430	2252	215	Extension for reply within second month	*
1253	980	2253	490	Extension for reply within third month	*
1254	1,530	2254	765	Extension for reply within fourth month	*
1255	2,080	2255	1,040	Extension for reply within fifth month	*
1402	340	2402	170	Filing a brief in support of an appeal	*
1403	300	2403	150	Request for oral hearing	*
1814	110	2814	55	Terminal Disclaimer Fee	*
1452	110	2452	55	Petition to revive - unavoidable	*
1453	1,370	2453	685	Petition to revive - unintentional	*
1501	1,370	2501	685	Utility/Reissue issue fee	*
1502	490	2502	245	Design issue fee	*
1460	130	1460	130	Petitions to the Commissioner	*
1807	50	1807	50	Petitions related to provisional applications	*
1806	180	1806	180	Submission of Information Disclosure Statement	*
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	*
1801	790	2801	395	Request for Continued Examination (RCE)	790
Other fee (specify) _____					*

Subtotal (3) \$790.00

Signature

Philip F. Fox
Philip F. Fox

Reg. No.

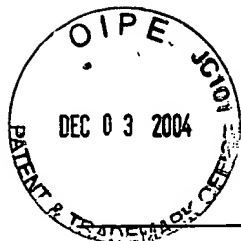
38,142

Date

December 3, 2004

Deposit Account No.

11-0982



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Michael E. Spurlock

Appln. No. : 09/932,888

Filed : August 20, 2001

Title : Porcine Leptin Protein, Antisense and Antibody Examiner: C. J. Saoud

Docket No. : LL31.12-0016

Group Art Unit: 1647

EXPRESS MAIL COVER SHEET

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA EXPRESS MAIL

Express Mail No.: EV 485710622 US

The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. Request For Continued Examination RCE (1 page)
2. Fee Transmittal Sheet (1 page)
3. Check for \$790.00 (RCE Fee)
4. Itemized Return Receipt Post Card

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: December 3, 2004

By Philip F. Fox

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